UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

INITED STATES OF A SERVICE DISCUSSION	40
UNITED STATES OF AMERICA, Plaintiff,	Case Number <u>CR - 07 - 701</u> 10 HRL
v. /	ORDER OF DETENTION PENDING TRIAL
Mous Komeng-Calleia, Defendant.	GIGGER OF DETERMINON FEMDING TRIAL
In accordance with the Bail Reform Act 1811 S.C. 8	3142(f), a detention hearing was held on $3/2$, 200
Defendant was present, represented by his attorney	7142(1), a detention hearing was need on, 2000
Assistant U.S. Attorney S. Knight	The United States was represented by
PART I. PRESUMPTIONS APPLICABLE	•
/ The defendant is charged with an offence describ	
Convicted of a prior offense described in 18 U.S.C. 8 3142/8/	ped in 18 U.S.C. § 3142(f)(1) and the defendant has been
convicted of a prior offense described in 18 U.S.C. § 3142(f)(1) while on release pending trial for a federal, state or local
offense, and a period of not more than five (5) years has elaps imprisonment, whichever is later.	ed since the date of conviction of the release of the person from
	atura.
safety of any other person and the community.	dition or combination of conditions will reasonably assure the
/ / There is probable assure boards of the	
defendant has committed an offense	ent) (the facts found in Part IV below) to believe that the
tor which a maximum term of imprisonm	nent of 10 years or more is prescribed in 21 U.S.C. § 801 et
seq., § 951 et seq., or § 955a et seq., OR B. under 18 U.S.C. & 974(c): use of a fireaxe	
B. under 18 U.S.C. § 924(c): use of a firearr	ition or combination of conditions will reason of yagure the
Inis establishes a rebuttable presumption that no cond	ition or combination of conditions will reasonably assure the
1. The state of the contract o	ommunity. NORTHERIC DISTRICT CONTROL
No presumption applies.	HERICULO LA
PART II. REBUTTAL OF PRESUMPTIONS, IF APPLICABLE	SAM IN UNITED TO A CORP
/ The defendant has not come forward with any evid	lence to rebut the applicable presumption[s], and he therefore
will be ordered detained.	
—- · —- · —-	
—- · —- · —-	
/ / The defendant has come forward with evidence to	rebut the applicable presumption[s] to wit:
/ / The defendant has come forward with evidence to Thus, the burden of proof shirts back to the United State	rebut the applicable presumption[s] to wit:
Thus, the burden of proof shifts back to the United State PART III. PROOF (WHERE PRESUMPTIONS REBUTTED OR INAI	rebut the applicable presumption[s] to wit: es. PPLICABLE)
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appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on the request of an attorney for the Government, the person in charge of the corrections facility shall deliver

the defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

PATRICIA V. TRUMBULL